IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH
&
THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

FRIDAY, THE 16TH NOVEMBER 2007 / 25TH KARTHIKA 1929

LA.App..No. 1147 of 2005()

(LAR 195/98 OF SUB COURT, THIRUVANANTHAPURAM).

APPELLANT: RESPONDENT

STATE OF KERALA,
REPRESENTD BY DISTRICT COLLECTOR,
TRIVANDRUM.

BY GOVT.PLEADER SRI.K.V.MANOJKUMAR.

RESPONDENTS: CLAIMANT

RAJASENAN.K,
ARUN BHAVAN, KOVALAM.P.O.

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD ON 16/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.1147 of 2005

Dated 16th November, 2007.

J U D G M E N T

Kurian Joseph, J.

C.M.Appln.No.1590/05 : Delay condoned.

This appeal is directed against the judgment and decree in LAR 195/98 of Sub Court, Thiruvananthapuram. The acquisition is for Kovalam bye-pass. The total extent involved is only 1.45 Ares. The enhancement is around 40%. It is seen that such enhancement is given, taking note of the potentiality of the land and also the fact that it is only a small extent, which in the facts and circumstances of the case is only just and proper. There is no merit in the appeal. It is accordingly dismissed.

I.A.No.3245/05 : Dismissed.

KURIAN JOSEPH, JUDGE.

HARUN-UL-RASHID, JUDGE.

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